

CHAPTER 112

**HEALTH AND ENVIRONMENT**

**SENATE BILL 97-203**

BY SENATORS Norton and Tebedo;  
also REPRESENTATIVES Anderson, Morrison, Schwarz, and Sullivant.

**AN ACT**

CONCERNING THE RECOMMENDATIONS OF THE LEGISLATIVE COUNCIL RELATING TO APPROVAL OF AIR QUALITY CONTROL COMMISSION REVISIONS TO THE AIR QUALITY STATE IMPLEMENTATION PLAN.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** Part 1 of article 7 of title 25, Colorado Revised Statutes, 1989 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

**25-7-133.5. Extension or rescission of specific revisions to the state implementation plan (SIP) after 1996.** (1) CONSISTENT WITH THE PROVISIONS OF SECTION 25-7-105.1, TO THE EXTENT SENATE BILL 96-129 AND SENATE BILL 96-236, ENACTED AT THE SECOND REGULAR SESSION OF THE SIXTIETH GENERAL ASSEMBLY, APPROVED SUBMITTING PORTIONS OF AIR QUALITY CONTROL COMMISSION REGULATION 1, SECTION VI, TO THE FEDERAL ENVIRONMENTAL PROTECTION AGENCY FOR INCLUSION IN THE STATE IMPLEMENTATION PLAN, SUCH APPROVAL IS HEREBY RESCINDED. THE INCLUSION OF SAID REGULATION 1 IN THE DENVER METROPOLITAN NONATTAINMENT AREA STATE IMPLEMENTATION PLAN FOR PARTICULATE MATTER (PM-10) IS NOT AFFECTED BY THIS RESCISSION.

(2) PURSUANT TO SECTION 25-7-133, THE FOLLOWING REVISIONS TO THE STATE IMPLEMENTATION PLAN (SIP), WHICH WERE ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON THE DATES INDICATED AND RECEIVED BY THE LEGISLATIVE COUNCIL FOR REVIEW, ARE APPROVED FOR INCORPORATION INTO THE STATE IMPLEMENTATION PLAN:

(a) THE 1993 PERIODIC EMISSIONS INVENTORY UPDATE TO THE DENVER METROPOLITAN, COLORADO SPRINGS, LONGMONT, AND FORT COLLINS CARBON MONOXIDE NONATTAINMENT AREA ELEMENTS OF THE SIP, ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON DECEMBER 21, 1995;

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

(b) THE EMERGENCY EPISODE PLAN REVISIONS AS A PART OF THE DENVER PM-10 NONATTAINMENT AREA ELEMENT OF THE SIP, ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON JANUARY 18, 1996;

(c) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON SEPTEMBER 19, 1996, TO THE GREELEY CARBON MONOXIDE NONATTAINMENT AREA ELEMENT OF THE SIP;

(d) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON OCTOBER 17, 1996, TO THE CANON CITY PM-10 NONATTAINMENT AREA ELEMENT OF THE SIP;

(e) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON OCTOBER 17, 1996, TO THE STEAMBOAT SPRINGS PM-10 NONATTAINMENT AREA ELEMENT OF THE SIP;

(f) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON MARCH 21, 1996, AND JUNE 20, 1996, TO REGULATION NUMBER 3, CONCERNING AIR POLLUTION EMISSION NOTICE DEFERRAL, INSIGNIFICANT ACTIVITIES, AND FUGITIVE EMISSIONS;

(g) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON JUNE 20, 1996, TO REGULATION NUMBER 3, CONCERNING PREVENTION OF SIGNIFICANT DETERIORATION PERMITS, TOTAL SUSPENDED PARTICULATES, AND HYDROGEN SULFIDE;

(h) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON OCTOBER 14, 1996, TO REGULATION NUMBER 10, CONCERNING GENERAL CONFORMITY;

(i) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON MARCH 21, 1996, TO REGULATION NUMBER 11, CONCERNING THE INSPECTION AND MAINTENANCE PROGRAM;

(j) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON OCTOBER 18, 1996, TO REGULATION NUMBER 17, CONCERNING THE CLEAN FUELS FLEET PROGRAM;

(k) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON OCTOBER 24, 1996, TO REGULATION NUMBER 5, CONCERNING THE GENERIC BANKING EMISSIONS/TRADING RULES AND CONFORMING REVISIONS TO REGULATION NUMBER 3, PART 4, SECTION V;

(l) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON DECEMBER 21, 1995, TO REGULATIONS NUMBER 1 AND 7, AND THE COMMON PROVISIONS CONCERNING NEGLIGIBLY REACTIVE VOLATILE ORGANIC COMPOUNDS AND DELISTING OF ACETONE;

(m) AMENDMENTS ADOPTED BY THE AIR QUALITY CONTROL COMMISSION ON DECEMBER 23, 1996, TO REGULATION NUMBER 1, CONCERNING OPACITY LIMITATIONS

AND SULFUR DIOXIDE AVERAGING PROVISIONS FOR COAL-FIRED ELECTRIC UTILITY BOILERS DURING PERIODS OF STARTUP, SHUTDOWN, AND UPSET.

**SECTION 2. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 19, 1997